

DECLARATION AND POWER OF ATTORNEY – PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought in the application entitled:

MATTRESS REPLACEMENT HAVING AIR FLUIDIZED SECTIONS, the
specification of which
(check one) ☒ is attached hereto October 23, 1998 as
☐ was filed on _____ or
United States Application Serial No. 09/177,772
PCT International Application No. _____
and was amended on _____
(if applicable)

I hereby declare that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ Yes	_____ No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ Yes	_____ No

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

<u>60/063,118</u>	<u>October 24, 1997</u>
Application Number	Filing Date

Application Number _____ Filing Date _____

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(b) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

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I hereby appoint William R. Coffey, Reg. No. 24023; Jerry E. Hyland, Reg. No. 20904; Richard D. Conard, Reg. No. 27321; Steven R. Lammert, Reg. No. 27653; Richard A. Rezek, Reg. No. 30796; Timothy E. Niednagel, Reg. No. 33266; John P. Breen, Reg. No. 38833; Jill L. Werling, Reg. No. 39874; Nancy J. Harrison, Reg. No. 27083; R. Trevor Carter, Reg. No. 40549;

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BARNES & THORNBURG
11 South Meridian Street
Indianapolis, Indiana 46204
Telephone (317) 236-1313

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Alan W. Henlev
Full Name of Sole or First Joint Inventor

U.S.
Country of Citizenship

Inventor's Signature

Date

196 Prestwick Court

Summerville, SC 29483
Residence and Post Office Address

Dana H. Delk
Full Name of Second Joint Inventor, if any
Dana H. Delk
Second Inventor's Signature

U.S.
Country of Citizenship

2-17-99
Date

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North Charleston, SC 29418
Residence and Post Office Address

Robert C. Novack
Full Name of Third Joint Inventor, if any

U.S.
Country of Citizenship

Third Inventor's Signature

Date

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Charleston, SC 29414
Residence and Post Office Address

James J. Romano
Full Name of Fourth Joint Inventor, if any

U.S.
Country of Citizenship

Fourth Inventor's Signature

Date

135 Oyster Point Row

James Island, SC 29412
Residence and Post Office Address

Additional inventors to be similarly identified on attached sheet.

Please type a plus sign (+) inside this box → ☐

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CHANGE OF CORRESPONDENCE ADDRESS Application Address to: Assistant Commissioner for Patents Washington, D.C. 20231	Application Number	09/177,772
	Filing Date	October 23, 1998
	First Named Inventor	Henley et al.
	Group Art Unit	3628
	Examiner Name	Morales, R.
	Attorney Docket Number	8266-0171

Please change the Correspondence Address for the above-identified application to:

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Type Customer Number here

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Individual Name

Timothy E. Niednagel

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Bose McKinney & Evans LLP

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I am the :

☐

Applicant.

☐

Assignee of record of the entire interest.
Certificate under 37 CFR 3.73(b) is enclosed.

☒

Attorney or agent of record .

Typed or
Printed Name

Timothy E. Niednagel

Signature

Timothy E. Niednagel

Date

June 6, 2000

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

BOSE McKINNEY & EVANS LLP

CUSTOMER NUMBER 25267

2700 First Indiana Plaza
135 North Pennsylvania Street
Indianapolis, Indiana 46204
(317) 684-5000

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: Unknown }
Atty. Docket: 8266-1276 }
Applicants: Alan W. Henley et al. }
Invention: MATTRESS }
Serial No.: Unknown }
Filed: Herewith }
Examiner: Unknown }

Certificate Under 37 C.F.R. 1.10

Express Mail Label No.: EV 322400122 US

Date of Deposit: March 19, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service' "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

D. Cwiklinski

Typed or Printed Name of Person Mailing Paper or Fee


Signature of Person Mailing Paper or Fee

ASSOCIATE POWER OF ATTORNEY

MAIL STOP PATENT APPLICATION

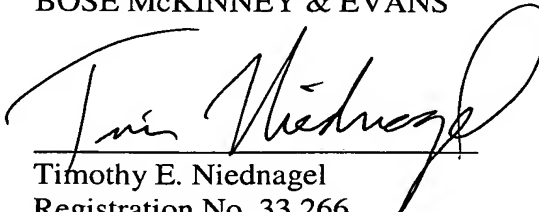
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Robert M. Ward, Reg. No. 26,517; James A. Coles, Reg. No. 28,291; Douglas A. Yerkeson, Reg. No. 39,882; Norman J. Hedges, Reg. No. 44,151; Christine E. Mayewski Orich, Reg. No. 44,987; Ryan C. Barker, Reg. No. 47,405; William S. Meyers, Reg. No. 42,884; and Charles W. Arnett, Reg. No. 51,414 are hereby appointed associate powers of attorney; and C. John Brown, Reg. No. 52,659; and Brion St. Amour, Reg. No. 55,640 as patent agents, in connection with the above-referenced matter.

Respectfully submitted,

BOSE McKINNEY & EVANS


Timothy E. Niednagel
Registration No. 33,266

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Full Name of Sole or First Joint Inventor

Alan W. Henley
Inventor's Signature

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Residence and Post Office Address

Dana H. Delk
Full Name of Second Joint Inventor, if any

Second Inventor's Signature

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Full Name of Third Joint Inventor, if any

Third Inventor's Signature

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Date

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Date

U.S.
Country of Citizenship

Date

U.S.
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3-2-99
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Attorney Docket No.: 7175-62326
N1-8760

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Charleston, SC 29414 REC 5/5/99

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